

## RECESS

The SPEAKER pro tempore. Pursuant to clause 12(a) of rule I, the Chair declares the House in recess subject to the call of the Chair.

Accordingly (at 9 o'clock and 46 minutes a.m.), the House stood in recess subject to the call of the Chair.

□ 1034

## AFTER RECESS

The recess having expired, the House was called to order by the Speaker pro tempore (Mr. OSE) at 10 o'clock and 34 minutes a.m.

# WAIVING REQUIREMENT OF CLAUSE 6(a) OF RULE XIII WITH RESPECT TO CONSIDERATION OF CERTAIN RESOLUTIONS REPORTED FROM COMMITTEE ON RULES

The SPEAKER pro tempore. Pursuant to clause 8 of rule XX, the pending business is the de novo vote on agreeing to the resolution, House Resolution 846.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the resolution.

The question was taken; and the Speaker pro tempore announced that the ayes appeared to have it.

Mr. HASTINGS of Florida. Mr. Speaker, I object to the vote on the ground that a quorum is not present and make the point of order that a quorum is not present.

The SPEAKER pro tempore. Evidently a quorum is not present.

The Sergeant at Arms will notify absent Members.

Pursuant to clause 8 of rule XX, this 15-minute vote on House Resolution 846 will be followed by a 5-minute vote on House Resolution 853.

The vote was taken by electronic device, and there were—yeas 234, nays 159, not voting 39, as follows:

[Roll No. 538]

YEAS—234

Aderholt	Brown-Waite,	DeMint
Akin	Ginny	Diaz-Balart, L.
Alexander	Burgess	Diaz-Balart, M.
Baker	Burns	Dicks
Ballenger	Burton (IN)	Doolittle
Barrett (SC)	Butterfield	Doyle
Bartlett (MD)	Buyer	Dreier
Barton (TX)	Calvert	Duncan
Bass	Camp	Ehlers
Beauprez	Cantor	Emerson
Bell	Capito	English
Biggert	Carter	Everett
Bilirakis	Castle	Ferguson
Bishop (GA)	Chabot	Flake
Bishop (UT)	Chandler	Foley
Blackburn	Chocola	Forbes
Blunt	Coble	Fossella
Boehlert	Cole	Franks (AZ)
Boehner	Cox	Frelinghuysen
Bonilla	Cramer	Frost
Bonner	Crane	Galleghy
Bono	Crenshaw	Garrett (NJ)
Boozman	Cunningham	Gerlach
Bradley (NH)	Davis, Jo Ann	Gibbons
Brady (TX)	Deal (GA)	Gilchrest
Brown (SC)	DeLay	Gingrey
		Goode

Goodlatte	Matheson	Rogers (MI)
Granger	McCollum	Rohrabacher
Graves	McCotter	Ros-Lehtinen
Green (WI)	McCrery	Royce
Greenwood	McHugh	Ruppersberger
Gutknecht	McInnis	Ryan (WI)
Hall	McKeon	Ryun (KS)
Harris	Mica	Sabo
Hart	Michaud	Saxton
Hastings (WA)	Miller (FL)	Schrock
Hayes	Miller (MI)	Sensenbrenner
Hayworth	Miller (NC)	Sessions
Hefley	Miller, Gary	Shadegg
Hensarling	Mollohan	Shaw
Herger	Moore	Shays
Hoekstra	Moran (KS)	Sherwood
Hostettler	Murphy	Shimkus
Houghton	Murtha	Shuster
Hulshof	Myrick	Simmons
Hunter	Nethercutt	Simpson
Hyde	Neugebauer	Smith (MI)
Isakson	Ney	Smith (NJ)
Issa	Northup	Smith (TX)
Istook	Nunes	Smith (WA)
Jenkins	Nussle	Snyder
Johnson (CT)	Osborne	Souder
Johnson (IL)	Ose	Stearns
Johnson, Sam	Otter	Sullivan
Jones (NC)	Oxley	Sweeney
Kanjorski	Pallone	Tancredo
Keller	Pascarella	Tauzin
Kelly	Paul	Taylor (NC)
Kennedy (MN)	Pearce	Terry
King (IA)	Pence	Thomas
King (NY)	Peterson (PA)	Thornberry
Kingston	Petri	Tiahrt
Kirk	Pickering	Tiberi
Kline	Pitts	Turner (OH)
Knollenberg	Platts	Vitter
Kolbe	Pombo	Walden (OR)
LaHood	Porter	Walsh
Latham	Portman	Wamp
LaTourette	Pryce (OH)	Weldon (FL)
Leach	Putnam	Weldon (PA)
Lewis (CA)	Radanovich	Whitfield
Lewis (KY)	Ramstad	Wicker
Linder	Regula	Wilson (NM)
LoBiondo	Rehberg	Wilson (SC)
Lucas (KY)	Renzi	Wolf
Lucas (OK)	Reynolds	Wynn
Majette	Rogers (AL)	Young (FL)
Manzullo	Rogers (KY)	

## NAYS—159

Abercrombie	Evans	Maloney
Allen	Farr	Markey
Andrews	Filner	Marshall
Baca	Ford	Matsui
Baird	Frank (MA)	McCarthy (MO)
Baldwin	Gonzalez	McGovern
Becerra	Green (TX)	McIntyre
Berkley	Grijalva	McNulty
Berman	Gutierrez	Meek (FL)
Berry	Harman	Meeks (NY)
Bishop (NY)	Hastings (FL)	Menendez
Boswell	Herse	Miller, George
Boucher	Hill	Moran (VA)
Boyd	Hinche	Nadler
Brown (OH)	Hinojosa	Napolitano
Brown, Corrine	Hoeffel	Neal (MA)
Capps	Holden	Oberstar
Capuano	Holt	Obey
Cardin	Honda	Olver
Cardoza	Hooley (OR)	Ortiz
Carson (IN)	Hoyer	Pastor
Carson (OK)	Inslee	Payne
Clay	Israel	Pelosi
Clyburn	Jackson (IL)	Peterson (MN)
Conyers	Jackson-Lee	Pomeroy
Cooper	(TX)	Price (NC)
Costello	Jefferson	Rahall
Crowley	Johnson, E. B.	Rangel
Cummings	Jones (OH)	Reyes
Davis (AL)	Kaptur	Rodriguez
Davis (CA)	Kennedy (RI)	Ross
Davis (FL)	Kildee	Roybal-Allard
Davis (IL)	Kilpatrick	Rush
Davis (TN)	Kucinich	Ryan (OH)
DeFazio	Lampson	Sanchez, Linda
DeGette	Langvin	T.
DeLauro	Lantos	Sanchez, Loretta
Dingell	Larsen (WA)	Sanders
Doggett	Larson (CT)	Sandlin
Dooley (CA)	Lee	Schakowsky
Edwards	Levin	Schiff
Emanuel	Lewis (GA)	Scott (GA)
Engel	Lofgren	Scott (VA)
Eshoo	Lowe	Serrano
Etheridge	Lynch	Sherman

Skelton	Taylor (MS)	Visclosky
Slaughter	Thompson (CA)	Watson
Solis	Thompson (MS)	Watt
Spratt	Tierney	Waxman
Stenholm	Turner (TX)	Weiner
Strickland	Udall (CO)	Wexler
Stupak	Udall (NM)	Woolsey
Tanner	Van Hollen	Wu
Tauscher	Velázquez	

## NOT VOTING—39

Ackerman	Feeney	Musgrave
Bachus	Gephardt	Norwood
Blumenauer	Gillmor	Owens
Brady (PA)	Gordon	Quinn
Burr	Hobson	Rothman
Cannon	John	Stark
Case	Kind	Toomey
Collins	Kleczka	Towns
Culberson	Lipinski	Upton
Davis, Tom	McCarthy (NY)	Waters
Delahunt	McDermott	Weller
Deutsch	Meehan	Young (AK)
Dunn	Millender-	
Fattah	McDonald	

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. OSE) (during the vote). Members are advised that 2 minutes remain in this vote.

□ 1101

Mr. HOLDEN, Ms. SOLIS, Mrs. LOWEY, Mr. SCHIFF and Mr. SHERMAN changed their vote from "yea" to "nay."

So the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

# RECOGNIZING THE BOY SCOUTS OF AMERICA FOR PUBLIC SERVICES PERFORMED ACROSS THE UNITED STATES

The SPEAKER pro tempore. The unfinished business is the question of suspending the rules and agreeing to the resolution, H. Res. 853.

The Clerk read the title of the resolution.

The SPEAKER pro tempore. The question is on the motion offered by the gentleman from Wisconsin (Mr. SENSENBRENNER) that the House suspend the rules and agree to the resolution, H.R. 853, on which the yeas and nays are ordered.

This will be a 5-minute vote.

The vote was taken by electronic device, and there were—yeas 391, nays 3, not voting 38, as follows:

[Roll No. 539]

YEAS—391

Abercrombie	Biggert	Brown-Waite,
Aderholt	Bilirakis	Ginny
Akin	Bishop (GA)	Burgess
Alexander	Bishop (NY)	Burns
Allen	Bishop (UT)	Burton (IN)
Andrews	Blackburn	Butterfield
Baca	Blunt	Buyer
Baird	Boehlert	Calvert
Baker	Boehner	Camp
Baldwin	Bonilla	Cantor
Ballenger	Bonner	Capito
Barrett (SC)	Bono	Capps
Bartlett (MD)	Boozman	Capuano
Barton (TX)	Boswell	Cardin
Bass	Boucher	Cardoza
Beauprez	Boyd	Carson (IN)
Becerra	Bradley (NH)	Carson (OK)
Bell	Brady (TX)	Carter
Berkley	Brown (OH)	Castle
Berman	Brown (SC)	Chabot
Berry	Brown, Corrine	Chandler

Chocola  
Clay  
Clyburn  
Coble  
Cole  
Conyers  
Cooper  
Costello  
Cox  
Cramer  
Crane  
Crenshaw  
Crowley  
Cubin  
Culberson  
Cummings  
Cunningham  
Davis (AL)  
Davis (CA)  
Davis (FL)  
Davis (IL)  
Davis (TN)  
Davis, Jo Ann  
Deal (GA)  
DeFazio  
DeGette  
DeLauro  
DeLay  
DeMint  
Diaz-Balart, L.  
Diaz-Balart, M.  
Dicks  
Doggett  
Doolley (CA)  
Doolittle  
Doyle  
Dreier  
Duncan  
Edwards  
Ehlers  
Emanuel  
Emerson  
Engel  
English  
Eshoo  
Etheridge  
Evans  
Everett  
Farr  
Ferguson  
Filner  
Flake  
Foley  
Forbes  
Ford  
Fossella  
Franks (AZ)  
Frelinghuysen  
Frost  
Gallegly  
Garrett (NJ)  
Gerlach  
Gibbons  
Gilchrest  
Gingrey  
Gonzalez  
Goode  
Goodlatte  
Granger  
Graves  
Green (TX)  
Green (WI)  
Greenwood  
Grijalva  
Gutierrez  
Gutknecht  
Hall  
Harman  
Harris  
Hart  
Hastings (FL)  
Hastings (WA)  
Hayes  
Hayworth  
Hefley  
Hensarling  
Herger  
Herseeth  
Hill  
Hinchey  
Hinojosa  
Hoeffel  
Hoekstra  
Holden  
Holt  
Honda  
Hooley (OR)  
Hostettler  
Houghton

Hoyer  
Hulshof  
Hunter  
Hyde  
Inslee  
Isakson  
Israel  
Issa  
Istook  
Jackson (IL)  
Jackson-Lee  
(TX)  
Jefferson  
Jenkins  
Johnson (CT)  
Johnson (IL)  
Johnson, E. B.  
Jones (NC)  
Jones (OH)  
Kanjorski  
Kaptur  
Keller  
Kelly  
Kennedy (MN)  
Kennedy (RI)  
Kildee  
Kilpatrick  
King (IA)  
King (NY)  
Kingston  
Kirk  
Kline  
Knollenberg  
Kolbe  
Kucinich  
LaHood  
Lampson  
Langevin  
Lantos  
Larsen (WA)  
Larson (CT)  
Latham  
LaTourette  
Leach  
Lee  
Levin  
Lewis (CA)  
Lewis (GA)  
Lewis (KY)  
Linder  
LoBiondo  
Lofgren  
Lowey  
Lucas (KY)  
Lucas (OK)  
Lynch  
Majette  
Maloney  
Manzullo  
Markey  
Marshall  
Matheson  
Matsui  
McCarthy (MO)  
McCollum  
McCotter  
McCrery  
McGovern  
McHugh  
McInnis  
McIntyre  
McKeon  
McNulty  
Meek (FL)  
Meeks (NY)  
Menendez  
Mica  
Michaud  
Miller (FL)  
Miller (MI)  
Miller (NC)  
Miller, Gary  
Miller, George  
Mollohan  
Moore  
Moran (KS)  
Moran (VA)  
Murphy  
Murtha  
Myrick  
Nadler  
Napolitano  
Neal (MA)  
Nethercutt  
Neugebauer  
Ney  
Northup  
Nunes  
Nussle

Oberstar  
Obey  
Oliver  
Ortiz  
Osborne  
Ose  
Otter  
Oxley  
Pallone  
Pascarell  
Pastor  
Paul  
Payne  
Pearce  
Pelosi  
Pence  
Peterson (MN)  
Peterson (PA)  
Petri  
Pickering  
Pitts  
Platts  
Pombo  
Pomeroy  
Porter  
Portman  
Price (NC)  
Pryce (OH)  
Putnam  
Radanovich  
Rahall  
Ramstad  
Rangel  
Regula  
Rehberg  
Renzi  
Reyes  
Reynolds  
Rodriguez  
Rogers (AL)  
Rogers (KY)  
Rogers (MI)  
Rohrabacher  
Ros-Lehtinen  
Ross  
Roybal-Allard  
Royce  
Ruppersberger  
Rush  
Ryan (OH)  
Ryan (WI)  
Ryun (KS)  
Sabo  
Sanchez, Linda  
T.  
Sanchez, Loretta  
Sanders  
Sandlin  
Saxton  
Schakowsky  
Schiff  
Schrock  
Scott (GA)  
Scott (VA)  
Sensenbrenner  
Serrano  
Sessions  
Shadegg  
Shaw  
Shays  
Sherman  
Sherwood  
Shimkus  
Shuster  
Simmons  
Simpson  
Skelton  
Slaughter  
Smith (MI)  
Smith (NJ)  
Smith (TX)  
Smith (WA)  
Smyth (VA)  
Solis  
Souder  
Spratt  
Stearns  
Stenholm  
Strickland  
Stupak  
Sullivan  
Sweeney  
Tancredo  
Tanner  
Tauscher  
Tauzin  
Taylor (MS)  
Taylor (NC)  
Terry

Thomas  
Thompson (CA)  
Thompson (MS)  
Thornberry  
Tiahrt  
Tiberi  
Tierney  
Turner (OH)  
Turner (TX)  
Udall (CO)  
Udall (NM)  
Van Hollen

Velázquez  
Visclosky  
Vitter  
Walden (OR)  
Walsh  
Wamp  
Watson  
Watt  
Waxman  
Weiner  
Weldon (FL)  
Weldon (PA)

Wexler  
Whitfield  
Wicker  
Wilson (NM)  
Wilson (SC)  
Wolf  
Wu  
Wynn  
Young (AK)  
Young (FL)

## NAYS—3

Dingell Frank (MA) Woolsey

## NOT VOTING—38

Ackerman  
Bachus  
Blumenauer  
Brady (PA)  
Burr  
Cannon  
Case  
Collins  
Davis, Tom  
Delahunt  
Deutsch  
Dunn  
Fattah

Feeney  
Gephardt  
Gillmor  
Gordon  
Hobson  
John  
Johnson, Sam  
Kind  
Klecza  
Lipinski  
McCarthy (NY)  
McDermott  
Meehan

Millender-  
McDonald  
Musgrave  
Norwood  
Owens  
Quinn  
Rothman  
Stark  
Toomey  
Towns  
Upton  
Waters  
Weller

## ANNOUNCEMENT BY THE SPEAKER PRO TEMPORE

The SPEAKER pro tempore (Mr. OSE) (during the vote). Members are advised 2 minutes remain in this vote.

□ 1111

So (two-thirds having voted in favor thereof) the rules were suspended and the resolution was agreed to.

The result of the vote was announced as above recorded.

A motion to reconsider was laid on the table.

# REPORT ON RESOLUTION WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 4818, CONSOLIDATED APPROPRIATIONS ACT, 2005, AND PROVIDING FOR CONSIDERATION OF H.J. RES. 114, FURTHER CONTINUING APPROPRIATIONS, FISCAL YEAR 2005

Mr. PUTNAM, from the Committee on Rules, submitted a privileged report (Rept. No. 108-794) on the resolution (H. Res. 866) waiving points of order against the conference report to accompany the bill (H.R. 4818) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2005, and for other purposes, and providing for consideration of the joint resolution (H.J. Res. 114) making further continuing appropriations for the fiscal year 2005, and for other purposes, which was referred to the House Calendar and ordered to be printed.

# WAIVING POINTS OF ORDER AGAINST CONFERENCE REPORT ON H.R. 4818, CONSOLIDATED APPROPRIATIONS ACT, 2005 AND PROVIDING FOR CONSIDERATION OF H.J. RES. 114, MAKING FURTHER CONTINUING APPROPRIATIONS FOR THE FISCAL YEAR 2005, AND FOR OTHER PURPOSES

Mr. PUTNAM. Mr. Speaker, by direction of the Committee on Rules, I call up House Resolution 866 and ask for its immediate consideration.

The Clerk read the resolution, as follows:

## H. RES. 866

*Resolved*, That upon adoption of this resolution it shall be in order to consider the conference report to accompany the bill (H.R. 4818) making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2005, and for other purposes. All points of order against the conference report and against its consideration are waived. The conference report shall be considered as read.

SEC. 2. Upon the adoption of this resolution it shall be in order without intervention of any point of order to consider in the House the joint resolution (H.J. Res. 114) making further continuing appropriations for the fiscal year 2005, and for other purposes. The joint resolution shall be considered as read for amendment. The previous question shall be considered as ordered on the joint resolution to final passage without intervening motion except: (1) one hour of debate on the joint resolution equally divided and controlled by the chairman and ranking minority member of the Committee on Appropriations; and (2) one motion to recommit.

The SPEAKER pro tempore. The gentleman from Florida (Mr. PUTNAM) is recognized for 1 hour.

Mr. PUTNAM. Mr. Speaker, for the purpose of debate only, I yield the customary 30 minutes to the gentleman from Texas (Mr. FROST), pending which I yield myself such time as I may consume. During consideration of this resolution, all time yielded is for the purpose of debate only.

(Mr. PUTNAM asked and was given permission to revise and extend his remarks.)

□ 1115

Mr. PUTNAM. Mr. Speaker, it is a beautiful Saturday morning all across America and people are waking up and taking their morning coffee, reading the paper, getting the kids off to soccer practice, and slipping into the woods to do a little hunting.

As I say, on this glorious Saturday morning, people are going about their lives and doing the things that they do, enjoying time with their family and their business, and they are undoubtedly thinking to themselves, as they find out that Congress is in session on a Saturday, that it is about time those guys did some work.

It is an important issue indeed that finds us here doing the people's business this weekend as we wrap up a very productive 108th Congress. The omnibus package that is here before us today, this rule, H. Res. 866, provides for consideration of H.R. 4818, making appropriations for foreign operations, export financing, and related programs for the fiscal year ending September 30, 2005.

Mr. Speaker, this rule waives all points of order against the conference report and against its consideration. Section 2 of the resolution provides for consideration of H.J. Res. 114 under a closed rule and provides for one hour of debate in the House, equally divided and controlled by the chairman and